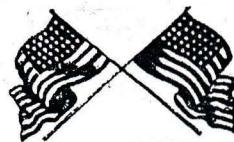


# NEW JERSEY MILITIA NEWSLETTER



Volume 1/Issue No. 9

A monthly newsletter

March, 1996

All persons are by nature free and independent, and have certain natural and unalienable rights, among which are those of enjoying and defending life and liberty, of acquiring, possessing, and protecting property, and of pursuing and obtaining safety and happiness.

--Article I, Section 1, New Jersey State Constitution

## BYE-BYE POSSE COMITATUS

The Posse Comitatus Act (United States Code 18, Section 1385) states:

*"Whoever, except in cases and under circumstances expressly authorized by the Constitution or Act of Congress, willfully uses any part of the Army or the Air Force as a posse comitatus or otherwise to execute the laws shall be fined not more than \$10,000 or imprisoned not more than two years, or both."*

Accordingly it is illegal to use the U.S. Military against American citizens. But what if members of law enforcement, inside the Department of Justice, are given full military training and equipment by the Department of Defense to fight crime? The "letter" of the Posse Comitatus Act may not be violated, but the "spirit" unquestionably is. As Shakespeare once said: *"What's in a name? that which we call a rose by any other name would smell as sweet."* There's nothing sweet about a new agreement between the Department of Justice and the Department of Defense called the 'Memorandum of Understanding', a phrase George Orwell would have called 'newspeak'. (Newspeak, vocabulary B: *"The B vocabulary consisted of words which had been deliberately constructed for political purposes: words, that is to say, which not only had in every case a political implication, but were intended to impose a desirable mental attitude upon the person using them."* And: *"Its vocabulary was so constructed as to give exact and often subtle expression to every meaning that a Party member could properly wish to express..."*)

The Department of Justice and Department of Defense have, as of April 20, 1994, joined forces. On this date the 'Memorandum of Understanding' was finalized and signed by

Attorney General Janet Reno for the Justice Department and Dr. John Deutch for the Defense Department. The signing was presided over by Vice President Al Gore.

Dr. Anita K. Jones, Director of Defense Research and Engineering, announced the merger to the Committee on Research and Technology. She said, *"The alliance between the Department of Defense and the Department of Justice will allow us to jointly develop technologies to solve problems common to the military and law enforcement communities. Although there is a long history of making DOD-developed technologies available to the Department of Justice, we are formalizing that process to make it much more efficient. It is imperative to do this well, since these technologies can provide new and dramatically effective capabilities to the law enforcement community."*

Dr. Jones went on to say: *"...a joint program with the Department of Justice that develops and transitions technologies that will enable major advances in both the Defense Department's ability to conduct military operations other than war, such as peace keeping, and also to help enable the Justice Department to better fight crime in America."* And: *"But there is also an important motivation for our alliance with the Department of Justice. It is called Operations Other Than War. Operations Other Than War includes peacekeeping, humanitarian aid, and other actions conducted short of war."*

Basically, the **Memorandum of Understanding** will give members of law enforcement full military training and equipment, making law enforcement virtually indistinguishable from an elite military force. They're called *"21st Century Land Warriors"* now, (someone in Washington has watched too many Arnold Schwarzenegger movies.) To

paraphrase Shakespeare: "An elite military force, by any other name, is still an elite military force.'

## NEW WORLD ORDER UPDATE

The Provisional World Parliament will be holding their fourth session at the Congress Center of Innsbruck, Austria from June 26 to July 5, 1996.

The arrogance, the hubris, of these people defies comprehension. After reading what their goals and objectives are you're left with the impression that God took a vacation and left this group in charge. Their opening proclamation states: *"After nearly 11,000 years of slow and hazardous development of civilization, since the emergence of Homo Sapiens from the rigors of the ice last age, with a 500-year climax of amazing scientific and cultural accomplishments, mixed together with stupendous political, technological and environmental blunders, all is about to be lost either by wars or the poisons of war, or by making the environment hostile to life and the consequent starvation of most people during the climatic upsets of possible descent into a new ice age."* They also describe national sovereignty as an *"obsolete precept,"* the United Nations as *"mostly hopeless"* and the only remedy is to *"completely replace the U.N. Charter with a new constitution for Federal World Government."*

Just who elected this organization to speak for all mankind remains a mystery. If a Christian organization made a claim for a 'World Christian Government' the liberals would scream like raped apes.

Other goals include:

\*All weapons of mass destruction, both large and small, are put under the control of the World Disarmament Agency, for the

rapid dismantling or conversion to peaceful uses, and further production and sale prohibited.

\*Most dangers of war and military dictatorship are thereby eliminated.

\*Priority is given to a globally coordinated program of several hundred billion dollars per year to deal with the climate crisis.

\*All former military personnel, and others, can be employed by a civilian Earth Rescue Corps to restore and conserve a life-sustaining environment on Earth, and to the global commons of the oceans, atmosphere, rivers, forests, phytoplankton, fish, the ozone layer, biodiversity and other elements.

\*The new global financial system, using a global currency for accounting, will provide sufficient financial credit to employ everyone at peaceful work to supply human needs. Finances will be available to work and viable plans for production, service, etc.—no past savings are required.

\*Projects to supply the needs of people living in a country may receive priority over projects for international trade. The scramble for outside investors looking for quick profits or for loans tied to repayment from export earnings are both eliminated—since past savings become irrelevant.

There's more, but you get the idea. Can you imagine what the News Media would say if a local militia group made these statements?

## STRANGE SURVEY IN EDISON, N.J.

**HeadSmart**, is a program designed to educate school children about the dangers of head injury and how to prevent them. The program was developed by the National Head Injury Foundation and is sponsored locally by the New Jersey Head Injury Association. Sounds innocent enough, but questions are raised when you read the HeadSmart Student Survey given to school children.

The questionnaire is as follows:

- (1) Do you use a seatbelt while riding in a car?
- (2) Do you have a bicycle?
- (3) Do you have a bike helmet?
- (4) If you bike, do you wear a bike helmet?
- (5) Do you cross busy streets by yourself?
- (6) Is there a gun in your house?
- (7) If there is a gun, is it locked up?
- (8) Are you allowed to watch any show you choose on TV?

- (9) Are you allowed to play any video game you choose?
- (10) What is your favorite TV program?
- (11) How many hours do you watch TV a day?
- (12) How many hours do you play video games a day?
- (13) Have you been bothered by a bully?
- (14) Have you been in a fight?
- (15) What do you do when you disagree with a classmate?

This questionnaire is a total invasion of privacy. Further, the purpose of the school is to educate the student and not to usurp the role of the parent.

This questionnaire raises a few questions itself. First: Would the information supplied by the little toddlers be available to the State Police? Secondly: If the answer to #7 is "no", would it be brought to the attention to local police? (i.e., endangering the life of a minor, etc.) Could legal action be taken against a parent, or parents? If a parent were faced with criminal charges and served time in jail as a result of their child's answers, what effect would that have on the child? Is this an invasion of privacy of the parents through unsuspecting children?

Questionnaire's such as this one were once circulated throughout Germany prior to the WWII. *"Have your parents ever spoken against Der Führer? Do your parents have any firearms in the house? Do your parents have any Jewish friends?"* Many German parents found themselves political prisoners of The Third Reich as a result of the questions answered by their children. Children also testified against their parents in Cuba after Castro's takeover. Their denunciations were televised on Cuban television.

The notice sent to parents by the Public Schools of Edison Township states that: *"Students will complete the survey in school."* A separate survey was sent to parents.

Home schooling, anyone?

## AN OPEN LETTER FROM

NJM

January 29, 1996

To the elected Public Servants of the  
Republic state of New Jersey:

Enclosed is a copy of an affidavit from the Davis family of Republic state of Florence South Carolina, that was sent by them to the legislators of their state. To the best of our knowledge, said affidavit received no response,

therefore, it gives much reason to believe that said proclamations 2039-2040 in which affidavit alludes too are, in fact, correct and valid.

We the people of New Jersey, acting through the lawful safeguards of a civilized society, the un-organized militia, are now requesting of our elected officials, to please inform the good people of this state as to our status under said affidavit.

With like mind of Patrick Henry who said, *"For my part, whatever anguish of spirit it may cost, I am willing to know the whole truth, to know the worst, and to prepare for it,"* we too are looking for the truth. Inform us of our condition, please, are we or are we not a free people? If there is absolutely no validity to this affidavit, we can safely assume that the "War Powers Act" which declared the American people as the enemy, and the Senate Report 93-549 of 1973 that stated "since 3-9-33, the U.S. has been in a state of declared national emergency" is in error, thus we can assume that we are a free people living unmolested by government according to Art. 1 Sec. 1 New Jersey state Constitution, and our Bill of Rights. Furthermore, it would be then be safe to say, that the 16th American Jurisprudence 2d section 256 is correct. It reads in part, *"The general rule is that an unconstitutional statute, though having the form and name of law, is in reality no law..."* Therefore, all should agree that any and all legislation against our founding documents which promoted the concept of liberty would in fact be null and void. Since freedom can never be outdated, and if we do live in the land of the free, we then need not request from government, permission to conduct a normal tranquil way of life. In other words, we would enjoy the right to be self governed as suggested in Art. 1 Sec. 1 New Jersey state Constitution.

Once again, there is, unfortunately, much reason to lend credibility to said affidavit. Reasons such as and not limited to.

Both Federal and State governments have grown far beyond their intended functions, thus becoming abusive. With the expansion of government at all levels, so increases its laws and enforcement. Our nation is experiencing the rise of a very tyrannical system. A system that is so tyrant that it has destroyed the people's right to property and the Fourth Amendment through the forfeiture "laws" etc. Concerning property and its relationship to freedom, John Adams stated, *"The moment the idea is admitted into society that property is not as sacred as the laws of God, and that there is not a force of law and public justice to protect it, anarchy and tyranny commence. Property must be*

All this talk: the state should do this or that ultimately means: the police should force consumers to behave otherwise than they should behave spontaneously. In such proposals as: let us raise farm prices, let us raise wage rates, let us lower profits...the us ultimately refers to the police.

--Ludwig von Mises

*secure or liberty cannot exist.*" It must be noted, that the vast majority of Americans do not hold their property in allodium, but are mere tenants upon government land.

We find that the law of our land, the Constitution and its Bill of Rights, have been trampled upon and pushed aside for the ever increasing and encroaching government through executive orders.

The expanding role of the United Nations in our country through the training of its troops on our soil, to the deployment of U.S. troops under its direction (State Department Document 7277) spanning the globe, to the controlling of U.S. lands, for example, The Pine Lands, etc.

The branding of the American people as if they were cattle with a social security number.

The unlawful laws against our Second Amendment which is bringing about its destruction.

H.R. 666 which furthers the erosion of the Fourth Amendment.

The absence of our Tenth Amendment which in turn allows the Federal Government to assume authority over the states and the people.

Through the unconstitutional "Clean Air Act", the government is using different methods of reducing or perhaps terminating the mobility of the people. Such laws are the "Employer Trip Reduction" and SCS 1700 which is vehicle confiscation.

The incorporating of the ten planks of the Communist Manifesto into our system.

In brevity, we find this unconstitutional system, (defacto) (which Congressman Beck alluded to in 1933, which is found in the congressional records, when he stated "...It means that when Congress declares an emergency, there is no Constitution"), imposing upon the people more tyranny than Jefferson explained in the unanimous declaration against the King.

We are waiting for your reply concerning the status of the people.

With respect,  
Earl G. Dickey

## THE STORY OF THE BUCK ACT

By Richard J. McDonald

In order for you to understand the full import of the destruction of freedom, I must explain the laws to you.

In order for the Federal Government to tax a citizen of one of the several states, it had to create a contractual nexus. This contractual nexus is called "Social Security Numbers". The Federal government always does everything under color of law.

In 1935, Congress passed the Social Security Act. The Social Security Board created 10 Social Security Districts, or a federal area which covered the 48 states like an overlay.

The federal government instituted the "Public Salary Tax Act of 1939", which is a municipal law of the District of Columbia, taxing all Federal and State government employees and those who live and work in any "Federal area."

Now, the government knows it cannot tax those citizens who live and work outside the territorial jurisdiction of Article I, Section 8, Clause 17, (Washington D.C., Federal Forts, etc.) or Article IV, Section 3, Clause 2. (Territories). So in 1940, Congress passed the "Buck Act" 4 U.S.C.S. 104-113. In Section 110(e), this Act allowed any department of the federal government to create a "Federal Area" for imposition of the Public Salary Tax Act of 1939. The imposition of this tax is at 4 U.S.C.S. 111, and the rest of the taxing law is in Title 26, The Internal Revenue Code. The Social Security Board had already created an overlay of a "Federal Area".

4 U.S.C.S. 110(d). "*The term 'State' includes any Territory or possession of the United States.*"

4 U.S.C.S. 110(e). "*The term Federal area means any lands or premises held or acquired by or for the use of the United States or any department, establishment, or agency of the United States; any federal area, or any part thereof, which is located within the exterior boundaries of any State, shall be deemed to be a Federal area located within such State.*"

There is no reasonable doubt that the federal "State" is imposing directly a excise tax under the provisions of 4 U.S.C.S Section 105 which states in pertinent part:

*105. State and so forth, taxation affecting Federal areas; sales and use tax (a) No person shall be relieved from liability for payment of, collection of, or accounting for any sales or use tax levied by any State, or by any duly constituted taxing authority therein, having jurisdiction to levy such tax, on the ground that the sale or use, with respect to which tax is levied, occurred in whole or in part within a Federal area; and such State or taxing authority shall have full jurisdiction and power to levy and collect any such tax in any Federal area, within such State to the same extent and with the same effect as though such area was not a Federal area."*

*"Irrespective of what tax is called by state law, if its purpose is to produce revenue, it is an income tax or receipts tax Under Buck Act [4 U.S.C.S. 105-110]."* Humble Oil and Refining Co. v. Calvert (1971) 464 SW 2d. 170 affd (Tex) 478 SW 2d. 926, sert. den. 409 US 967, 34 L. Ed2d. 234, 93 S.Ct. 293.

Thus, the question comes up, what is a "Federal area"? A "Federal area" is any area designated by any agency, department, or establishment of the federal government. This includes the Social Security areas designated by

the Social Security Administration, any public housing area that has federal funding, a home that has a federal bank loan, a road that has federal funding, and almost everything that the federal government touches through any type of aid. Springfield v. Kenny, (1951 App.) 104 NE2d. 65. This "Federal area" attaches to anyone who has a social security number or any personal contact with the federal or state governments. Thus, the federal government has usurped Sovereignty of the People and state Sovereignty by creating these federal areas within the boundaries of the state under the authority of the Federal Constitution, Article IV, Section 3, Clause 2, which states:

*"2. The Congress shall have power to dispose of and make all needful Rules and Regulations respecting the Territory or other Property belonging to the United States; and nothing in this Constitution shall be so construed as to Prejudice any Claims of the United States, or of any particular State."*

Therefore, U.S. citizens [which before the Buck Act were citizens of D.C, Territories] residing in one of the states of the union, are classified as property and franchises of the federal government as an "individual entity" Wheeling Steel Corp. v. Fox, 298 U.S. 193, 80 L.Ed. 1143, 56 S.Ct. 773. Under the "Buck Act" 4 U.S.C.S. 105-110, the federal government has created a "Federal area" within the boundaries of all the states. This area is similar to any territory that the federal government acquires through purchase or conquest., thereby imposing federal territorial law upon those in this "Federal area". Under federal territorial law as evidenced by the Executive Branch's yellow fringed U.S. flag flying in schools, offices and all courtrooms.

To be free, you must live on the land in one of the several states of the union of several states, not in any "Federal State" or "Federal Area" nor can you be involved in any activity that would make you subject to "federal laws". You cannot have a valid Social Security Number, a "resident" drivers license, a motor vehicle registered in you name, a "federal" bank account, a Federal Register Account Number relating to Individual persons [SSN], Executive Order Number 9397, November 1943, or any other known "contract implied in fact" that would place you within any "federal area" and thus, within the territorial jurisdiction of the municipal laws of Congress. Remember, all acts of congress are territorial in nature, and only apply within the territorial jurisdiction of Congress, (See American Banana Co. v. U.S. Fruit Co., (1909) 213 U.S. 347; U.S. v. Spear, (1949) 338 U.S. 217; N.Y. Central R.R. Co. v. Chisholm, (1925) 268 U.S. 29.

There has been created a fictional Federal "state within a state" Howard v. Commissioners of Sinking Fund, 344 U.S. 624, 73 S.Ct. 465,

476; Schwartz v. O'Hara TP. School Dist. 100 A.2d 621, 625; 375 Pa. 440. (See also 31 C.F.R. Part 51.2, which also identifies a fictional State within a state.) This fictional "State" is identified by the use of two letter abbreviations like: "CA, AZ, NY, TX" as distinguished from the authorized abbreviations like, Calif., Tex, Ala., etc., which uses a ZIP Code which is within the municipal-legislative jurisdiction of congress.

This was accomplished by the institution of the "Buck Act", 4 U.S.C.S. 104-113, to implement the application of the "Public Salary Tax Act of 1939 to the workers within the private sector. This makes all private sector workers who have a Social Security number subject to all State and Federal laws "within this State" a "fictional Federal area" overlaying the land. In California this is established by California Form 590, Revenue and Taxation. All you have to do is state you live in California; this establishes that you do not live in a "Federal area" therefore exempt from the Public Salary Tax Act of 1939 and from the California Income Tax for residents who live "in this State."

The following definition is used throughout the several states in the application of their municipal laws which require some sort of contract for proper application. This also includes all the Codes of California, Nevada, Arizona, Utah and New York: "In this State' or 'in the State' means within the exterior limits of the State...and includes all territories within such limits owned or ceded to the United States of America."

This is in concurrence with the "Buck Act" supra which states:

"110(d) The term 'State' includes any Territory or possession of the United States.

"110(e) The term "Federal Area" means any lands or premises held or acquired by or for the use of the United States or any department, establishment, or agency of the United States; and any Federal area, or any part thereof, which is located within the exterior boundaries of any State, shall be deemed to be a Federal area located within such State."

So do some research, I have given you all the proper directions to look for the jurisdictional nexus that places you within the purview of the federal government.

## THE CLINTON DEATH TOLL CHECKLIST

**Susan Coleman**--Rumors circulated in Arkansas of Coleman's affair with Bill Clinton. She was found dead with a shotgun wound to the head when seven months pregnant. She was declared a suicide.

**Larry Guerrin**--Guerrin was killed in February, 1987, while investigating the INSLAW case.

**Kevin Ives, Don Henrey**--Initially, these two youngsters were reportedly killed (per state medical examiner Fahmy Malak) when they both fell asleep on a railroad track in Arkansas on August 23, 1987. It was later determined that Ives died from a crushed skull prior to being placed on the tracks. Henry had been stabbed in the back. There are reports they might have stumbled upon the Mena drug operation.

**Keith Koney**--Koney had information on the Ives and Henry deaths. He died in a motorcycle accident in July, 1988. There were reports of a car chase.

**Keith McKaskle**--McKaskle, 'too, had information on the Ives and Henry deaths. He was stabbed to death in November, 1988.

**Gregory Collins**--Collins also claimed to have information on the Ives and Henry deaths. He died of a gunshot wound to the face in January, 1989.

**Jeff Rhodes**--Rhodes allegedly had information on the deaths of Ives, Henry, and McKasle. His burned body was found in a trash dump in April, 1989. He had died of a gunshot wound to the head, and there was evidence of some body mutilation.

**James Milam**--Milam had information on Ives and Henry. He was decapitated. State examiner Fahmy Malak initially ruled that his death was due to natural causes.

**Richard Winters**--Winters was a suspect in the deaths of Ives and Henry. He was killed in a robbery in July, 1989. That robbery was subsequently proved to be a set-up.

**Jordan Kettleson**--Kettleson had information on Ives and Henry. He was found shot to death in the front seat of a pickup in June, 1990.

**Alan Standorf**--Standorf was an electronic intelligence employee for the National Security Agency and was a source of information to Danny Casalaro, who was investigating INSLAW and BCCI. Standorf's body was found in the back-seat of a car at Washington National Airport on January 31, 1991.

**Dennis Eisman**--Eisman was an attorney with information on INSLAW. He was found shot to death on April 5, 1991.

**Danny Casalaro**--Casalaro was a freelance reporter and writer investigating the October Surprise, INSLAW, and BCCI. He was found dead in a bathtub in his Sheraton Hotel room n Martinsburg, Virginia, on August 10, 1991. His wrists were slashed 10 times and his notes and other documentation were missing.

**Victor Raisner**--Raisner was the National Finance Co-chair of Clinton for President. He died in an airplane crash on July 30, 1992.

**R. Montgomery Raisner**--Raisner was involved in the Clinton Campaign. He died in the same airplane crash with Victor Raisner.

**Paul Tulley**--Tulley was a member of the Democratic National Committee. He was found

dead from unknown causes in his hotel room on September 24, 1992.

**Ian Spiro**--Spiro had supporting documentation for the Grand Jury proceedings on INSLAW case. His wife and three children were found murdered in their home on November 1, 1992. Each had gunshot wounds to the head. Ian's body was discovered several days later in a parked car on the Borego Desert. Cause of death was ingestion of cyanide. The FBI report indicated that Ian had murdered his family and then committed suicide.

**Paula Gober**--Gober was a Clinton speech interpreter during his presidential campaign. She died in a car accident on December 9, 1992.

**Jim Wilhite**--An associate of Mack McClarty's former firm, Wilhite died in a skiing accident on December 21, 1992.

**Steve Willis, Robert Williams, Todd McKeahan, Conway Lebleu**--these four Clinton bodyguards were killed during the botched BATF raid on the Mount Carmel complex outside Waco, Texas, on February 28, 1993.

**John Crawford**--Crawford was an attorney with information on INSLAW. He died from a heart attack in Tacoma in April ,1993.

**Brian Hassey, Timothy Sabel, William Barkley, Scott Reynolds**--These four Clinton escorts/bodyguards died in a helicopter crash on May 19, 1993.

**Paul Wilcher**--Wilcher, a lawyer, was investigating drug-running out of Mena and sought to expose the October Surprise, BCCI, and INSLAW. He was found dead in his Washington, D.C., apartment on June 22, 1993. The cause of death is unknown.

**Vincent Foster**--Foster was the White House deputy counsel and personal friend of Bill and Hillary Clinton. He was found dead in Fort Marcy Park, near Washington, D.C., on July 20, 1993. His death, of a gunshot wound in the mouth, was ruled a suicide.

**Jon Parnell Walker**--Walker was an investigator for the RTC looking into the link between Whitewater and Madison Guaranty. He fell from the top of the Lincoln Towers Building.

**Stanley Heard, Steven Dickson**--Heard and Dickson were members of the Clinton Health Care Advisory Committee. They both died in a plane crash on September 10, 1993.

**Jerry Parks**--Parks was Chief of Security for the Clinton's national campaign headquarters in Little Rock, Arkansas, and he had built a large file on Clinton's sexual affairs in the 1980's. His bullet-ridden body was discovered on I-10 outside Little Rock on September 26, 1993.

**Ed Willey**--Willey was a Clinton fund-raiser who died of a self-inflicted gunshot wound on November 30, 1993.

**Gandy Baugh**--Baugh was Dan Lasater's attorney. He committed suicide on January 8,

1994. Baugh's partner committed suicide on February 8, 1994.

**Herschell Friday**--A member of the Clinton presidential campaign's finance committee. Friday died in an airplane explosion on March 1, 1994.

**Ronald Rogers**--Rogers died March 3, 1994, just before he planned to release sensitive information to a London newspaper. The cause of his death is undetermined.

**Kathy Ferguson**--Ferguson, a hospital worker, was the ex-wife of Arkansas trooper Danny Ferguson, a co-defendant in the Paula Jones sexual harassment lawsuit against Bill Clinton. She reportedly had information supporting Jones' allegations. Ferguson died, an apparent suicide, on May 1, 1994, from a gunshot wound to the head.

**Bill Shelton**--Shelton was an Arkansas police officer. He was found dead on June 12, 1994, with a gunshot wound in the back of the head. Declared a suicide, Shelton's body was lying across the grave of Kathy Ferguson, his girl friend.

**Stanley Huggins**--Huggins was a principal in a Memphis law firm and had headed a 1987 investigation into the loan practices of Madison Guaranty. He died in Delaware this past July, reportedly from viral pneumonia.

**Calvin Walraven**--Walraven was a key witness against Jocelyn Elder's son Kevin in his drug case. He was found dead in his apartment with a gunshot wound to the head. Tim Hoover, a police spokesman from Little Rock, said that no foul play was suspected.

(Note: There haven't been this many corpses surrounding a U.S. President since Grant was at Shiloh—Ed.)

## WHAT IS THE COMMON LAW?

The Common Law is the Law of Common Sense, Common Opinion, Common Reason and Common Justice.

"The United States adopted the Common Laws of England with the Constitution."

Caldwell v. Hill, 176 S.E. 383 (1934)

"Law of the Land means the Common Law."

Taylor v. Porter, 4 Hill, 140, 146.

State v. Simon, 2 Spears, 761, 767.

The Common Law is rooted in the Magna Carta (signed by King John in 1215) and is considered as a first Constitution for the Natural, God-given Rights of all people. It limited the powers of the King and guaranteed Liberties for the citizens. It is based on ideals rather than rules. It does not rely on rigid statutes which are public servant made laws, mandates, ordinances and regulations of public servant created agencies.

Under the Common Law, there is no crime unless there is a victim. There must be an injured party. Under the Common Law an American Citizen is free to conduct his affairs according to his own conscience as long as he keeps his voluntary, intentional agreements and contract and does not violate the rights of others.

The Common Law is the will of the people. The Civil Law is the will of the Public Servant, such as Codes, Regulations, Licenses, Permits, Statutes and Zoning. Civil laws are established for the purpose of REGULATING the People, levying fees and establishing penalties for noncompliance, which is Constitutionally unlawful and against the Law of the Land. Civil Law is not concerned with Morality and Justice.

At the Nuremberg trials, Nazi defendants claimed innocence, on the grounds that they were under orders and obeying Germany's laws. The prosecution argued that, "*There is a higher law than any government can impose on us*". The Judges agreed, stating that the fact that the defendants acted on orders from a superior or his government, "*shall not free him from responsibility*." In that lawful decision, the Court agreed that a Higher Law exists that is ABOVE the Government. The Nazi defendants had broken the laws which the Declaration of Independence defines as the "Laws of Nature and of Nature's God" that is, the "Laws of Morality and Reason" and therefore, the Nazi defendants were executed.

The Common Law has only Two solid principles upon which ALL LAW is based:

- (1) Do not encroach upon the Rights or property of others.
- (2) Keep all contracts and agreements that you enter into Knowingly, Voluntarily and Intentionally.

All other law is contrary to the Constitution and the Common Law that violates our Bill of Rights.

---Reprinted from The Wallkill Journal  
Vol. 7, No. 14

## RADIO SHACK GOES ANTI-SECOND AMENDMENT

Your friendly, neighborhood Radio Shack store has taken a not so friendly position on the Second Amendment. A pamphlet, sponsored by the National Crime Prevention Council, the National Sheriff's Association and Radio Shack entitled "How Can I Help Stop The Violence", was distributed to all Radio Shack stores from the Tandy Corporation with the following message:

- \*Launch a public education campaign to raise awareness of the dangers of firearms and the risks of keeping a gun in the home.

\* Report stolen weapons and carry and use violations to the police or sheriff's department.

\*Ask local officials to advocate a variety of ways to prevent handgun violence such as increasing local regulations of those with Federal Firearms Licenses, consumer-protection regulations governing manufacture, taxes on ammunition, bans on assault weapons, gun turn-in day, and liability legislation.

The Proponent, (Vol. 8, No. 1) reported that Apple Computer has also gotten into the act by running an ad during the Monday Night Football game of Dec. 18, 1996. The ad depicted children from all over the world saying what they would do to make the world a better place. One said that they would throw away all guns.

If you would care to contact Tandy or Apple to express your opinion you can reach them at:

Tandy Corporation  
Chairman John V. Roach  
One Tandy Center  
Ft. Worth, Texas 76102  
Ph: 817-390-3700  
Fax: 817-390-2774

Apple Computer, Inc.  
Chairman Mark Markkula  
20525 Mariani Drive  
Cupertino, CA 95014  
Ph: 408-996-1010

## LETTERS TO THE EDITOR

Editor NJM,

Our country is being stolen from us. Major chunks of the rights guaranteed to us in the Constitution are disappearing. Powers vested in us, the people, are being usurped by our so called leaders.

Congress, the President of the United States, and even elements of the judiciary are acting to overthrow the properly constituted government of this nation.

State and local governments, with the assistance of elected and appointed law enforcement officers, are joining in the efforts to rob you and me of the last remnants of our Constitutional liberties, and whether this amounts to a deliberate conspiracy, or merely is the result of incompetence and failures of reasoning, is anyone's guess.

Four things seem obvious to me, but perhaps I should take a moment to enumerate them.

First: the sovereign power in this nation is properly vested in the people. Elected members of the government are our hired hands and are responsible to us.

Second: the law which everyone of these hired hands is sworn to uphold is the Constitution of the United States.

Third: the Constitution, together with its amendments, are the highest law. Against the Constitution, all other laws are tested..."All laws which are repugnant to the Constitution are null and void." Marbury vs. Madison, 5 US (2 Cranch) 137, 174, 176 (1803). The Constitution is the Supreme Law of the Land.

Fourth: State and local elected and appointed hirelings are equally bound by the Constitution. They are also bound by state and local laws.

Keeping these four premises in mind, I charge the President and other members of the Federal government, as well as State elected officers, with gross abuses against the Constitution, and with infringing upon my guaranteed rights, particularly with respect to the Second Amendment.

The history of the Second Amendment, given the preoccupation of its authors with the rights of citizens to cast off or overthrow despotic rulers, would indicate that they acknowledge the right rights of citizens, either in the form of state militias or as individuals, to overthrow the federal government if it attempted to usurp the rights of the people. The Declaration of Independence clearly articulates that right, even going so far as to say it is also a duty to overthrow bad government.

We're not talking about recall elections, here, we're talking about the right of oppressed peoples to form an armed insurrection, if that is what it takes to rid ourselves of despotism.

Only a President and a Congress who fear that they fit that description would seem to have a reason to fear weapons in the hands of responsible citizens.

Al Long, Sr.  
Chemung County Citizen's Militia  
5842 County Road 60  
Waverly, N.Y. (14892)  
607-529-3275

Dear NJM,

I wish we had a group like yours in this country, and a 200 year old Constitution that protects our basic rights.

Do you have a newsletter and is it available to the public?

L.C.  
Ontario, Canada

### MILITIA NEWS UPDATE

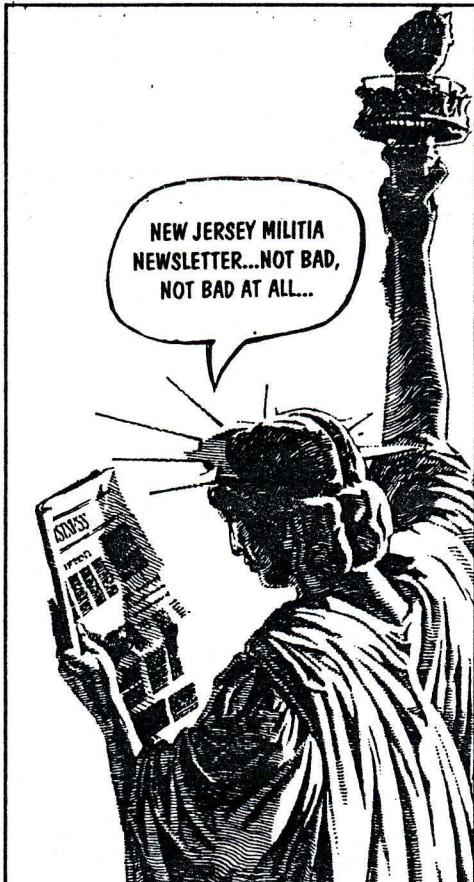
Three new militia groups have organized in New Jersey. They're located in Vineland, Fieldsboro and Middlesex County. We would also like to welcome the Warren County Militia Brigade. Our goal is to have a militia company in every county in New Jersey. It's time for all you "closet patriots" to make yourselves known and get involved. May as well face the facts, the Militia Movement is not going away.

### NEW JERSEY FORFEITURE HEARING PLANNED

On December 11, 1995, state Senator Kosco (R-Paramus), chair of the Senate Law and Public Safety Committee, held hearings on the state's asset forfeiture statute. Kosco was offended by news reports that county prosecutors used forfeited cash to fund golf outings, dinners, musical entertainment and lavish conventions in Atlantic City. After listening to testimony from FEAR (Forfeiture Endangers American Rights), and law enforcement personnel, Kosco was still skeptical and decided to hold another hearing in early 1996, probably in March or April.

You can be sure that the Attorney General's office and County Prosecutor's Association will attend this hearing in force to defend the status quo. It is imperative that the committee hears

our point as well. Therefore, please plan to attend the hearings. To be put on the list of people who will be notified of the place, date and hour of the hearing, sent your name, address and day phone number to: Senate Law and Public Safety Committee, CN 068, Trenton, N.J. 08625-0068, or you can call the committee at 609/984-0231 or fax them at 609/292-6510. If you can't attend the hearing, please send your written comments on the forfeiture law to Kosco at 12 Route 17N, Suite 115, Paramus, N.J. 07652. Kosco's phone number is 201-712-1221.



*"IN THE BEGINNING OF CHANGE, THE PATRIOT IS A SCARCE MAN; BRAVE, HATED AND SCORNED. WHEN HIS CAUSE SUCCEEDS, HOWEVER, THE TIMID JOIN HIM, FOR THEN IT COSTS NOTHING TO BE A PATRIOT."*

--MARK TWAIN

**The New Jersey Militia needs your support!! We plan to follow Thomas Jefferson's ideal to "educate and inform the whole mass of the people..."**

**We want to hear from you! Send your comments, suggestions, personal stories and donations to address below:**

N J M  
P.O. Box 10176  
Trenton, NJ 08650

(609) 695-2733 Ask for Bob

(609) 989-7292 Ask for Earl

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